



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

DEC 20 2013

OFFICE OF
CIVIL RIGHTS

Return Receipt Requested

Certified Mail#: 7004-1160-0002-3622-8523

In Reply Refer to:

EPA File No.: 04R-13-R6

Glenn Beckendorff
Waller County, Texas Commissioners
County Judge
836 Austin Street, Suite 203
Hempstead, TX 77445-4672

Re: Rejection of Administrative Complaint

Dear Mr. Beckendorff:


This is to notify you that the U.S. Environmental Protection Agency (EPA), Office of Civil Rights (OCR), received an administrative complaint on February 7, 2013, alleging that the Waller County, Texas Commissioners violated Title VI of the Civil Rights Act of 1964, as amended, and EPA's nondiscrimination regulations found at 40 C.F.R Part 7.

Pursuant to EPA's nondiscrimination administrative regulations, OCR conducts a preliminary review of administrative complaints for acceptance, rejection, or referral. 40 C.F.R. §7.120(d)(1). To be accepted for investigation, a complaint must meet the jurisdictional requirements described in EPA's nondiscrimination regulations. First, it must be in writing. 40 C.F.R. §7.120(b)(1). Second, it must describe alleged discriminatory acts that violate EPA's nondiscrimination regulations (*i.e.*, an alleged discriminatory act based on race, color, national origin, sex, or disability). *Id.* Third, it must be filed within 180 calendar days of the alleged discriminatory act. 40 C.F.R. §7.120(b)(2). Finally, it must be filed against an applicant for, or a recipient of, EPA financial assistance that committed the alleged discriminatory act. 40 C.F.R. § 7.15.

OCR has concluded that the allegation described in the complaint do not meet EPA's jurisdictional requirements because the Waller County, Texas Commissioners are not a current recipient of EPA assistance. Therefore, OCR must reject the complaint for investigation.

If you have any questions about this letter, please contact Ericka Farrell of my staff at (202) 564-0717, via e-mail at farrell.ericka@epa.gov, or via mail at U.S. EPA, Office of Civil Rights, (Mail Code 1201A), 1200 Pennsylvania Avenue, N.W., Washington, D.C., 20460.

Sincerely,



Vicki Simons
Acting Director

cc: Stephen G. Pressman, Assistant General Counsel
Civil Rights and Finance Law Office (MC 2399A)

Samuel Coleman, Deputy Civil Rights Official
Region VI, (MC-6RA)